

DECLARATORY RESOLUTION NO. 687-1937

For the vacation of Factory St.  
from the east property line of  
Broadway to a point two hundred  
fifty (250) feet east of the east  
property line of Broadway.

PLANS ORDERED: February 18, 1937  
APPROVED-ADOPTED: March 2, 1937  
NOT. PROP. OWNERS: March 3-10, 1937

HEARING: Thursday, Mch. 25, 1937,  
7:30 P.M.  
CONFIRMED: MARCH 25, 1937

ASSESSM. ROLL ORDERED " " "

ASSESSM. ROLL APPROVED: Mch. 30, 1937,  
10:00 A.M.

NOTICES SERVED: " " "

HEARING ON CONFIRM. Tues. Apr. 13, 1937,  
10:00 A.M.

ASSESSM. ROLL CONFIRMED: Tues. Apr. 13,  
1937, 10:00 A.M.

DECLARATORY RESOLUTION NO. 687-1937.

For the vacation of Factory Street from the east property line of Broadway to a point two hundred fifty (250) feet east of the east property line of Broadway.

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to vacate Factory Street from the east property line of Broadway to a point two hundred fifty (250) feet east of the east property line of Broadway.

All as shown by a plan of such proposed street vacation as above described now on file in the office of the Department of Public Works of said City.

The vacation of Factory Street as above described is the identical street as opened under Declaratory Resolution Number 179-1910.

The property which may be injuriously or beneficially affected by the proposed street vacation as above described is described as Lot Number 1 General Electric Company Addition and the tract of land known as McCulloch Park.

The vacation of Factory Street as above described is subject to the right of the City of Fort Wayne, Indiana, and other Utilities to maintain the sewers and other utilities now located therein.

All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled "An Act Concerning Municipal Corporations," approved March 6, 1905, and the provisions of all acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

Assessments if deferred, are to be paid in ten equal annual installments with interest at the rate of five (5%) per cent. per annum. Under no circumstances shall the City of Fort Wayne, Indiana, be or be held responsible for any sum or sums due from said property owner or owners for said condemnation of property or for the payment of any bond or bonds, certificate or certificates issued in payment for such property damages except for such moneys as shall have been actually received by the City from the assessment for such property damages or such moneys as said City is by said above entitled act required to pay. All proceedings had in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

All of said streets and lots and lands affected by the above described street vacation being situated in the corporate limits of the City of Fort Wayne, Allen County, Indiana.

Adopted this 2nd day of March, 1937.

Robert J. Beams

A. J. Anderson

J. H. Johnson

Board of Public Works.

Attest:

Wm. F. Hess

Secretary.





DECLARATORY RESOLUTION NO. 687-1937.

Plan for the vacation of Factory Street from the east property line of Broadway to a point two hundred fifty (250) feet east of the east property line of Broadway.

Fort Wayne, Ind., March 1937 193

CITY OF FORT WAYNE, INDIANA

Board of Public Works - City Hall

To NEWS PUBLISHING CO. Dr.

PUBLISHERS  
FORT WAYNE NEWS-SENTINEL

Barr and Washington

DAY	INCHES	LINES	AMOUNT	TOTAL
Publishing -				
Notice to Property Owners				
Declaratory Resolution No.687-1937			20 70	20 70
3/3 - 10				
DUPLICATE INVOICE				

*Duplicate*

Fort Wayne, Ind., \_\_\_\_\_ 193\_\_

*General Electric Co*

To **Journal-Gazette Company**

Publishers of

The Daily and Sunday Journal-Gazette

Mar 3-10 Legal notice to property  
owners

*Paid  
for General Electric*

*To be paid  
by J & G.*

2205

TO THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE:

Gentlemen:

The undersigned Petitioner, General Electric Company, represents that Factory Street in the City of Fort Wayne, Indiana from the east property line of Broadway to the east end of said Street is exclusively used by your Petitioner and its patrons and there is no general public travel of any kind or character upon the same; that said Street is but 250 feet in length, extending eastwardly from the east property line of Broadway and is not connected with any street, alley or highway at the east end thereof, being what is known as a "dead end" street; that all of the property abutting on the north property line of said Street is owned by your petitioner and all of the property abutting upon the south and east property lines is occupied by your petitioner under lease and by reason of said facts parts of the plant of your petitioner on the east side of Broadway are separated by said Street; that said street is not of public utility and for many years has not been used as a Highway but has to all intents and purposes been used exclusively as a private driveway by your petitioner and its patrons for the conduct and transaction of your petitioner's business.

Petitioner further represents that said Highway is a detriment to your petitioner and interferes with the free and easy use of those parts of the plant lying on the north and south sides thereof and prevents your petitioner from making lasting and valuable improvements to that part of its plant lying east of Broadway, and all without any resultant benefit or utility to the Public.

Petitioner further represents that it is about



to construct an overpass from Broadway from real estate occupied by it under lease on the east side to real estate owned by it on the west side as heretofore authorized by your Honorable Board for the purpose of removing from Broadway all of the interplant traffic by your petitioner and its patrons, thereby relieving traffic congestion on Broadway at said point and rendering Broadway more safe for the traveling public; that in furtherance of said purpose and arrangement, such traffic crossing Broadway would be prevented by the construction of fences along the property line of your petitioner on the east and west sides of Broadway and in that manner all of such interplant traffic over and across Broadway would be stopped and prevented, and the use of said overpass enforced but with said Factory Street remaining open as a public Highway the use thereof by public traffic from Broadway could not be prevented and the interplant traffic from Factory Street on to Broadway could not be completely or properly enforced.

WHEREFORE your petitioner prays that Factory Street from the east property line of Broadway to its terminus on the east be by your Honorable Board vacated with proper reservations for access to all utility installations, such as sewers, drains, water pipes, gas pipes and electric installations maintained upon, over and under the service of said Highway for the purpose of maintaining and repairing the same as well as with similar reservations as to the maintenance and repair of the tunnel now located and maintained under said Street by your petitioner.

All of which is respectfully submitted

GENERAL ELECTRIC COMPANY

BY Walter S. Goele

Improvement Res. No. \_\_\_\_\_

Resolution Adopted: \_\_\_\_\_

Confirmed: \_\_\_\_\_

Bids Received: \_\_\_\_\_

Contract Awarded: \_\_\_\_\_

Contract and Bond: \_\_\_\_\_

Contractor: \_\_\_\_\_

Reported Completed: \_\_\_\_\_

Assessment Roll Confirmed: \_\_\_\_\_

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\_\_\_\_\_  
\_\_\_\_\_